Published by the Board of Selectmen

NOVEMBER 2005



# Special Town Meeting Zoning by-laws

## Tuesday, November 15 at 7:00pm Tolland Town Hall



## THE COMMONWEALTH OF MASSACHUSETTS HAMPDEN, SS.

To the Constable of the TOWN OF TOLLAND in the County of Hampden GREETING

you are hereby directed to notify and warn the inhabitants of said Town, qualified to vote in elections to meet at the TOWN HALL in said TOWN OF TOLLAND on Tuesday, the fifteenth (15) day of November next at 7:00 o'clock in the afternoon with the potential carry over meeting on Wednesday, the sixteenth (16) day of November, next at 7:00 o'clock in the afternoon for the following purpose:

#### Article 1.

To see if the Town will vote to amend its zoning by-laws (Revision of June, 1978, as amended) by deleting Section I. PURPOSE in its entirety and by adding a new Section I. PURPOSE as set forth in the proposed zoning by-laws dated November 15, 2005.

#### Article 2.

To see if the Town will vote to amend its zoning by-laws (Revision of June, 1978, as amended) by deleting Section II. PRESENTLY EXISING USES PERMITTED in its entirety and by adding a new Section II. PRESENTLY EXISING USES PERMITTED as set forth in the proposed zoning by-laws dated November 15, 2005.

#### Article 3.

To see if the Town will vote to amend its zoning by-laws (Revision of June, 1978, as amended) by deleting Section III ZONING DISTRICTS in its entirety and by adding a new Section III. ZONING DISTRICTS as set forth in the proposed zoning by-laws dated November 15, 2005.

#### Article 4.

To see if the Town will vote to amend its zoning by-laws (Revision of June, 1978, as amended) by deleting Section IV. DEFINITIONS in its entirety and by adding a new Section IV. DEFINITIONS as set forth in the proposed zoning by-laws dated November 15, 2005.

#### Article 5.

To see if the Town will vote to amend its zoning by-laws (Revision of June, 1978, as amended) by deleting Section V. TABLE OF LAND USE REGULATIONS in its entirety and by adding a new Section V. TABLE OF LAND USE REGULATIONS as set forth in the proposed zoning by-laws dated November 15, 2005.

#### Article 6.

To see if the Town will vote to amend its zoning by-laws (Revision of June, 1978, as amended) by deleting Section VI. TABLE OF DIMENSIONAL REQUIREMENTS in its entirety and by adding a new Section VI. TABLE OF DIMENSIONAL REQUIREMENTS as set forth in the proposed zoning by-laws dated November 15, 2005.

#### Article 7.

To see if the Town will vote to amend its zoning by-laws (Revision of June, 1978, as amended) by deleting Section VII. GENERAL REGULATIONS in its entirety and by adding a new Section VII. GENERAL REGULATIONS, subsections

#### A. Non-conforming Uses and Structures

B. General Provisions

C. Earth Removal

D. Mobile Homes and Recreation Vehicles

E. Commercial Recreation

F. Signs

G. View Obstruction and Corner Clearance

H. Parking Requirements

I. Storage

K. Home Occupations

M. Accessory Buildings and Structures

N. Fences

as set forth in the proposed zoning by-laws dated November 15, 2005.

#### Article 8.

To see if the Town will vote to amend its zoning by-laws (Revision of June, 1978, as amended) by deleting Section XII. PERSONAL WIRELESS SERVICES FACILITY (PWSF) in its entirety and by adding a new Section VIII. PERSONAL WIRELESS SERVICES FACILITY (PWSF) as set forth in the proposed zoning by-laws dated November 15, 2005.

#### Article 9.

To see if the Town will vote to amend its zoning by-laws (Revision of June, 1978, as amended) by deleting Section VIII. SPECIAL PROVISIONS in its entirety and by adding a new Section IX. SPECIAL PROVISIONS as set forth in the proposed zoning by-laws dated November 15, 2005.

#### Article 10.

To see if the Town will vote to amend its zoning by-laws (Revision of June, 1978, as amended) by deleting Section IX. ADMINISTRATION in its entirety and by adding a new Section X. BYLAW ADMINISTRATION as set forth in the proposed zoning by-laws dated November 15, 2005.

#### Article 11.

To see if the Town will vote to amend its zoning by-laws (Revision of June, 1978, as amended) by deleting Section X. AMENDMENT in its entirety and by adding a new Section XI. BYLAW AMENDMENT as set forth in the proposed zoning by-laws dated November 15, 2005.

#### Article 12.

To see if the Town will vote to amend its zoning by-laws (Revision of June, 1978, as amended) by deleting Section XI. VALIDITY in its entirety and by adding a new Section XII. VALIDITY as set forth in the proposed zoning by-laws dated November 15, 2005.

#### Article 13.

To see if the Town will vote to amend its zoning by-laws Section VII. GENERAL REGULATIONS by adding a new subsection J. DRIVEWAYS, as set forth in the proposed zoning by-laws dated November 15, 2005.

#### Article 14.

To see if the Town will vote to amend its zoning by-laws Section VII. GENERAL REGULATIONS by adding a new subsection L. ACCESSORY APARTMENTS, as set forth in the proposed zoning by-laws dated November 15, 2005.

Copies of the Proposed Zoning Bylaw dated November 15, 2005 will be available at the Tolland Library and Tolland Town Hall on November 1, 2005.

And you are directed to serve this Warrant, by posting true and attested copies thereof at FOUR PUBLIC PLACES in said Town FOURTEEN (14) DAYS at least before the time of holding said meeting.

HEREOF FAIL NOT, and make due return of this Warrant, with your doings thereon, to the Town Clerk, at or before the time of holding said meeting. Given under our hands this thirty-first (31) day of October in the year of our Lord two thousand five.

SELECTMEN OF TOLLAND

#### From the Board of Selectmen:

The hours for the trash compactor will change as follows for the winter season:

- Sunday 3PM- 5PM
- Wednesday 5PM-7PM
- Saturday 9AM-11AM

#### Also:

The Board of Selectmen have made the decision that with the rising cost of heating fuel they will meet every other Monday starting on November 7th at 6PM. In addition, anyone interested in using the Town Hall should be aware that it will only be available on the Mondays that the Selectmen don't meet.

#### A reminder to all:

You must request permission from The Board of Selectmen if you would like to use the Town Hall.

#### From the Board of Assessors

In order to comply with the wishes of the Board of Selectmen, the Tolland Board of Assessors will meet the fourth Tuesday of each month at 1:00pm. This is in effort to conserve heating fuel by meeting when the Town hall already has open hours. The Board would be happy to meet in the evening by appointment.

Summary of Changes to Proposed Tolland Zoning Bylaw Following Public Hearing November 15, 2005

The following changes were made to the previously distributed Proposed Tolland Zoning Bylaw Drafts and have been approved by the Planning Board. A summary of changes from the current bylaw was previously distributed, discussed in detail at the two Public Hearings held on September 14 and 20th and is available upon request.

Section IV: Definitions

New or modified definitions:

Building Height (modified)

Building Height - The vertical measurement of a building from the mean level of the ground surrounding the building to a point midway between the highest and lowest points of the roof, excluding chimneys, steeples on religious buildings, antennae, water tanks, silos and similar structures.

Club (new)

Club or Association An association of persons which is the owner, lessee or occupant of an establishment operated solely for a recreational, social, fraternal, religious, political or athletic purpose, whose activities are confined to the members and guests and are not open to the general public. This includes the establishment so-operated. Where appropriate, this definition shall apply to camps organized on a similar basis.

Mobile Home (modified)

Mobile HomeA residential structure built on an integral chassis designed to be used as a dwelling when connected to the required utilities (and not originally sold as a recreational vehicle) and includes the plumbing, hearing, air-conditioning and electrical systems contained therein. If the unit is jacked, blocked-up or otherwise emplaced so as to be immobile, it shall nevertheless be considered a Mobile Home.

Sawmill (modified). The words "for commercial purposes was removed. Definition now reads: Sawmill - A facility utilized to process logs into boards, beams or related wood stock

Story (new)

Story That portion of a building included between the surface of any floor and the surface of the next floor above it, or, if there be no floor above it, then the space between such floor and the ceiling next above it. Any portion of a story exceeding fourteen (14) feet in height from average ground level shall be considered as an additional story for each fourteen (14) feet or fraction thereof. One-half (1/2) story means any story or space situated wholly or partly in the roof, so designed, arranged, or built as to be used for storage or habitation.

Definitions Deleted from Current Bylaw. Terms are not used in Proposed Zoning Bylaw.

- Living Area
- Gas Station (replaced with Service Station)

#### Modifications to Bylaw Provisions:

Section V: Table of Land Use Changes:

- 1. Page V-3. "Houseboat as residence" changed to "Houseboat as dwelling"
- 2. Page V-9. Removed the term "Lumbering" from "Logging/Lumbering"
- 3. Page V-5. The moving of "Sawmill Operations" from "Commercial" to "All Categories" approved unanimously.

Section VI: The word "Floor" changed to "Story:

Section VII: General Regulations

1. Page VII.D. Mobile Homes and Recreation Vehicles. Wording clarified.

Section now reads: Mobile Homes, Recreation Vehicles, motor homes, tents, campers, house or travel trailers shall not be kept within the boundaries of the Town of Tolland unless they are in bona fide storage or unless the Planning Board gives written approval for use as a temporary dwelling during construction of a permanent residence as provided in Section VII. B. 3 (Temporary Dwelling by Permit). Tents and campers shall not be used as dwellings.

2. Page VII.H. Parking. Wording clarified.

Section now reads: Any building hereafter constructed for business use shall be so located on the lot so s to accommodate the construction of a parking area of a size and type as deemed necessary by the Planning Board to support anticipated service, loading and unloading, and customer and employee parking. The parking area shall have proper drainage and where deemed necessary shall be paved

3. Section VII.F.3 c. Signs: Distance from Pavement: Setback requirement change. Wording clarified.

Section now reads: All signs adjacent to a public way shall be behind, that is on the private property side of, the street line as defined in Section IV. Definitions. 911 signs are exempt from this requirement.

4. Section VII. M. 1. Accessory Buildings and Structures. Wording modified.

Section now reads: Temporary Storage
Containers: Temporary storage containers, pods or bins used during
construction or relocation may be exempt from setback requirements with
written permission by the Planning Board. These containers must be at least
ten feet from a traveled way. Such containers must be removed upon
relocation or at the end of the construction period with a maximum of two
years.

#### Tolland COA News

Tolland Flu Shot Clinic on Wednesday, Nov. 2, 2005

The Lee Visiting Nurses Association will hold a Flu Shot Clinic for Tolland adults on Wednesday, November 2, 2005 at the Tolland Town Hall from 1:00 to 2:30 p.m. Complications from influenza (the flu) can be serious, and everyone who is age 50 or older, and younger people who have heart or lung disease, or other chronic diseases such as diabetes, should be vaccinated against the flu every year, according to the Massachusetts Department of Public Health.

The Tolland Council on Aging is sponsoring the Flu Clinic and will serve refreshments. Please call Gert McKay, Tolland COA Chairperson, at 258-3336 or Elethea Goodkin, Regional COA Coordinator, at 413-562-1095 for more information about the Tolland Flu Clinic.

Special Dump Hours- Open Bin Only!

Saturday November 19, 2005 from 12:00pm - 4:00pm

The dump will be open for the purpose of collecting items for the open bin only. Please do not bring you regular bagged garbage or recyclables at this time. Their will be a charge for all open bin items.

Fees for the open container:

- \$1-10 for small household items (anything that would fit in your recycle box)
- \$10-20 dollars for medium sized items (chairs, rugs, box springs etc.)
- \$20-\$30+ for large and/or oddly shaped items (mattresses,couches, lawn furniture, stoves, washers, dryers, dishwashers etc.)

No refrigerators, No TVs, No building materials will be accepted.

- \* All Fees not listed above will be assigned to items by the operators and are at their discretion.
- \* All fees need to be paid at the time of dumping and with a check made out to the Town of Tolland- no cash will be accepted.

#### Notes, Classifieds, Personals:

- Department of Public Works:
   Part Time Winter Help Wanted. Must have a CDL. A Hydraulics license would be helpful. Contact John Panaia, DPW Superientdent at 258-4531.
- The Tolland Volunteer Fire Department is always looking for new members. We meet on Tuesdays from 7pm to 9pm and training is free.
- I would like to thank Joanne Duvall And Joe Clark. I think they are wonderful people, truly kind-hearted people. I lost my dog Jenny ...she decided to join the reserves it seems. She was gone for three days. Joe contacted all the men and found her (she went to Boston, MA.). A young man brought her back to Joe and then Joanne returned her to me. We are very grateful to these Tolland citizens for their compassion and great work. Again I can't thank these people enough.

Monica Wilson

#### Granville-Tolland Citizen Scholarship ROCK-A-THON

The Granville-Tolland Citizen Scholarship will be sponsoring a rock-a-thon during the night of November 18, 2005 at the Tolland Town Hall. Hours are from 7:00pm until 7:00am. Any child grades 5-12 can help raise funds for the scholarship by collecting pledges from relatives, friends, neighbors, etc. and then spend the night "rocking" (bring your rocking chair). so plan to come and have fun with your friends watching movies, playing cards, listening to C.D.'s, eating munchies, etc. while you rock the night away.

Pledge forms available at Granville Village School, Granville Library, Tolland Town Hall and the Tolland Library.

We are also looking for people with trucks to help these kinds with getting their rockers to and from Town Hall - or anyone who may have some extra rockers these kids may borrow for the evening. Coordinators and chaperones for the evening are Cindy Saulenas - 269-9965 and Joanne Simeone - 258-3312.



The Historical Commission - Eric Munson, Jr., Tom Paine and Susan Moore, will be holding a meeting on Monday Nov. 28th at 7 pm, with a "snow date" of the following Monday Dec. 5th. We are looking for people who are interested in becoming members of the Historical Society as we begin organizing and goal setting. We have various projects in mind, including the planning of a Bi-Centenial Celebration for the year 2010.

We do not anticipate meeting again until after the Holidays. If you cannot make this meeting but are interested in joining/helping out please leave a message at the Town Hall (413) 258-4794, write to us at 241 West Granville Rd., or email the Selectmen at selectmentolland@earthlink.net.





#### TOLLAND VOLUNTEER FIRE DEPARTMENT

#### Greetings:

The summer months have passed us by and we're all preparing for another winter. Don't forget to get your chimney cleaned, and test your smoke detectors.

In June, the department responded to a motorcycle accident and a request to remove a tree blocking the road. In July, the department responded to a medical call and to set up a landing zone for Lifestar. In August, the department responded to several calls for downed power lines, a structure fire, a medical call, a motor cycle accident and a car accident. In September, the department responded to a medical call.

We would like to thank everyone who supported our annual steak roast. We hope all had a good time.

Mark Bredenfoerder, Fire Chief.

The Tolland Library

The Tolland Library, after a very busy summer, is getting ready for a small overhaul in the reference department. We will be replacing several volumes and putting the old ones out for sale. Though the volumes are old, some facts never change. So if you are interested, start checking in late November and early December.

The holiday books will be coming down off the shelf. Lots of gift ideas and wonderful stories. Both equally inspiring during a season intended for inspiration.

Congratulations to Julie and Billy Carroll for completing the Summer reading challenge. A job very well done!

Did you know that as a resident of a Massachusetts town with a certified public library, you may receive a library card to the Springfield Public Library and have access to all of their online databases and learning systems? Sounds pretty interesting. Thanks to those who voted to maintain the Tolland Library, this option is still open to the residents of Tolland. I believe this option is also true with the Boston Public Library System. Very interesting.



#### From The Tolland Police Department:

The following is a list of calls the Tolland Police will be responding to in the future due to budget constraints imposed by the two failed override votes.

- 1. Medical
- 2. Fires
- 3. Motor vehicle Accidents
- 4. Domestic Disputes
- 5. Crimes in Progress
- 6. 911 hang ups
- 7. Wires down (initial response only no long term stand by)
- 8. Weather emergencies

The Tolland police will not be responding to routine calls such as neighbor disputes, vandalism, by-law violations, traffic complaints, dog or animal calls. These calls should be directed to the Mass State Police in Russell or the appropriate town department.

Patrols by the police department will be performed, but on a limited basis due to the fact that patrols were not funded through the town budget but through a community policing grant which was awarded prior to the two override votes. The grant was written to provide extra patrolling on weekends and holidays and for special events such as Black Fly Day, therefore the police departments patrols will be limited to weekends and holidays only and focus on motor vehicle infractions and the patrolling of all town roads.

Due to complaints received by the board of selectmen regarding 'Licenses to Carry' the police department is modifying the process in which applications for Licenses to Carry or F.I.D cards are received or issued in order to rectify some of these complaints. The changes will be as follows. The police Chief will be holding office hours by appointment only on the first and third Mondays of the each month. Any person wishing to apply for a new license or to renew an old one or conduct any other business with the police chief must call the town hall (413) 258-4794) between 8am and 4pm on Mondays or Tuesdays and make an appointment. The appointment times will start at 5:00pm and run every fifteen minutes with the last appointment being at 6:15pm. No walk-ins will be accepted and individuals showing up late will be required to reschedule a new time. Persons wishing to make an appointment must contact the Town Hall no later than the Tuesday prior to their desired appointment date. The police department hopes these efforts will streamline the process and reduce the waiting time for applicants. Residents should still expect to wait one to one and a half months for their permit to be returned. Permits will be laminated and left at the town hall for pick up. The police chief will leave a message at the applicants home notifying them their permit is ready for pick up Applicants are also encouraged to pick up the applications prior to their appointment date and have it filled out prior to their appointment time, this will hopefully speed up the process and allow all appointments to stay on time with no overflow into others time slots.

The Tolland Police Department would like to thank all the residents of Tolland who have supported us through these trying times and would encourage anyone who wishes to discuss police matters or complaints please contact the police chief through the Town Hall or make an appointment to see me on a Monday night. I would also like to remind residents that no matter what the emergency is you face, please dial 911. The trained emergency dispatchers will dispatch the appropriate department to you. (Residents should not call officers at their homes.) Once again thank you for your support and have a safe holiday season.

## Tolland Weather

Elevation: 1500 feet above sea level

For the period: September 18 to October 21, 2005

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	MAX.	DATE	TIME	MIN.	DATE	TIME
TEMPERATURE	81	Sept 12	2pm	35	Oct. 10	8am
HUMIDITY	100% several times			24%	Sept. 24	3pm
DEWPOINT	67	Oct. 7	11am	24	Oct. 21	3pm
BAROMETRIC PRESSURE	30.45	Oct.3	10am	29.23	Oct. 16	2pm
WIND SPEED/DIRECTION	37mphNW	Oct. 17	4pm			
WIND CHILL				-18	Oct. 17	8am
TOTAL RAINFALL	12.69					

Comments: 7.50 inches of rain was recorded in 36 hours on the 14th and 15th.

Granville Federated Church

Granville Federated Church American Baptist & United Church of Christ Granby Road, Granville, MA 01034 Phone - (413) 357-8583

GRANVILLE CHURCH ACTIVITIES...The Granville Federated Church Ladies Aid will meet for their monthly potluck luncheon in the Fellowship Hall , downstairs at the church, on Wednesday, November 16 at noon.

An Adult education program will be held after the worship service on Sunday, November 20 at 11:15 am. The study will be led by the Rev. Patrick McMahon. For information please call the church at 357-8583.

A potluck supper will be held in the church Fellowship Hall on Saturday, November 5 at 6pm. All are welcome to come, bring a dish to share and plan to enjoy the fellowship. Breakfast will be served from 8:30 to 9:30 am on Sunday, November 20.

- Sunday 9am Junior Choir practice. 10am Worship Service, Sunday School to run concurrently with Worship Service. Childcare available. 11am Coffee Hour.
- Monday 7pm AA Meeting
- Thursday 7pm Adult Choir Practice
- First Saturday 6 pm Potluck Supper in Fellowship Hall
- Second Sunday 11:15am -Confirmation Class meets with Minister
- Third Sunday 8:30-9:30am Breakfast served in Fellowship Hall
- Third Wednesday Noon Ladies Aid Potluck Luncheon & Meeting
- Fourth Sunday 11:15 am Adult Study Program led by the Rev. Patrick McMahon.

All are welcome

- Town Hall Hours:

   Mon. & Tues. 8:00am to 4:00pm

   Wed. from 8:00am to 12pm



Assessor Clerk's hours: Monday 10am-4pm Town Clerk hours: Monday 1 - 4pm



### NOBEMBER 2005

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SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	
Sat. Wed	winter hours: 9-11am l. 5 -7 pm . 3-5pm	1	2	3	4	9 - 11:00 am DUMP	
3:00 - 5:00 pm	7 5 - 6 Bldg.Insp. 6:00 Selectmen Sen.Knapik 11:30-12:15	8 2 - 4 pm Board of Health	5 - 7:00pm DUMP	10	11 VETERANS DAY	12 9 - 11:00 am DUMP	
3:00 - 5:00 pm DUMP	14	2 - 4 pm Board of Health	16 5-7:00pm DUMP	17	18	9 - 11:00 am	
3:00 - 5:00 pm DUMP	21 5:00 Bldg.Insp 6:00pm Selectmen . 7:00pm PlanningBoard	22  1:00pm  Board of  Assessors  2 - 4 pm  Board of  Health	23 5-7:00pm DUMP	24 THANKS- GIVING	25	26 9 - 11:00 am DUMP	
3:00 - 5:00 pm	28	29 2 - 4 pm Board of Health	30 5-7:00pm DUMP	LIBRARY HOURS:  Mon. 3:00pm - 8:30pm Thurs. 11:00am - 4:00pm Sat. 10:00am -12:00pm			

**THE TOLLAND TATTLER** is a monthly newsletter and a non-profit, volunteer publication by the Board of Selectmen of Tolland, Massachusetts. It is distributed free to residents. The Tolland Tattler solicits news and calendar items from town boards and community groups, and will try to print all the news received. *Policy regarding copy submitted for the "Letters to the Editor" column:* 

The Tolland Tattler is the official publication of the Town of Tolland and is sponsored by the Tolland Board of Selectmen. It receives additional funding from various groups including the Council on Aging. The Board of Selectmen maintains the right to review letters submitted to the 'Letters to the Editor' column for content. Letters that are in bad taste, derogatory or present a potential legal problem will not be printed.

**DEADLINE**: Copy and calendar events must be received by the 20th of each month. Items can be mailed to the Town Hall, dropped off at the Town Hall or by E-Mail to: jeanwillow@crocker.com

#### **ADVERTISING RATES AND SIZES:**

Prices:1/4 page - \$5.00 • 1/2 page - \$10.00 • full page \$20.00 Mechanical specifications can be obtained by contacting: The Tolland Tattler Jean Jinks, Editor Tolland Town Hall 241 West Granville Road

Tolland MA 01034 Phone: 413-258-4217 / e-mail jeanwillow@crocker.com